

Serial No.: 10/613,728  
Attorney Docket No.: CHM02 GN053  
Amendment

IN THE CLAIMS:

1. (Original) An isolated nucleic acid molecule having the nucleotide sequence comprising the sequence set forth in SEQ ID NO:1.
2. (Original) An expression cassette comprising the isolated nucleic acid molecule of claim 1 operably linked to a nucleotide sequence of interest.
3. (Original) A vector comprising the expression cassette of claim 2.
4. (Currently Amended) ~~A~~ An isolated host cell stably transformed with the expression cassette of claim 2.
5. (Currently Amended) The isolated host cell of claim 4, wherein said host cell is an animal cell.
6. (Original) The isolated nucleic acid molecule of claim 1, wherein said nucleotide sequence is capable of initiating cardiac-preferred transcription.
7. (Original) The isolated nucleic acid molecule of claim 6, wherein said cardiac-preferred transcription is ventricle-preferred.
8. (Original) The isolated nucleic acid molecule of claim 6, wherein said cardiac-preferred transcription is inducible.
9. (Original) An isolated nucleic acid molecule having a nucleotide sequence having at least 95% identity to the sequence set forth in SEQ ID NO:1, wherein said nucleotide sequence is capable of initiating transcription in cardiac tissue.
10. (Original) An expression cassette comprising an isolated nucleic acid molecule of claim 9 operably linked to a nucleotide sequence of interest.

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11. (Original) A vector comprising the expression cassette of claim 10.

12. (Currently Amended) ~~A~~ An isolated host cell stably transformed with the expression cassette of claim 10.

13. (Currently Amended) The isolated host cell of claim 12, wherein said host cell is an animal cell.

14. (Original) An isolated nucleic acid molecule of claim 9, wherein said transcription is ventricle preferred.

15. (Currently Amended) An isolated nucleic acid molecule ~~of claim 9 having a nucleotide sequence having at least 95% identity to the sequence set forth in SEQ ID NO:1, wherein said nucleotide sequence is capable of initiating transcription in cardiac tissue and,~~ wherein said transcription is inducible.

16-37. (Canceled).

38. (Newly Added) An expression cassette comprising an isolated nucleic acid molecule of claim 15 operably linked to a nucleotide sequence of interest.

39. (Newly Added) A vector comprising the expression cassette of claim 38.

40. (Newly Added) An isolated host cell stably transformed with the expression cassette of claim 38.

41. (Newly Added) The isolated host cell of claim 40, wherein said host cell is an animal cell.